

Art Unit: 1655

The response with amendments filed 26 June 2009 has been received and entered.

Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Eileen Eber on 28 October 2009.

IN THE CLAIMS:

Claims 1-13, 16, 19, and 20 have been canceled.

The following new claims, claims 35 and 36, have been added:

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35. The solid unit dosage form according to claim 24, wherein the thiazolidinediones are selected from the group consisting of ciglitazone, rosiglitazone, and pioglitazone.

36. The solid unit dosage form according to claim 26, wherein the thiazolidinediones are selected from the group consisting of ciglitazone, rosiglitazone, and pioglitazone.

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Claims 15, 17, 21-24, 26, 27, 30, and 32-36 are allowed.

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Information Disclosure Statement

Copies of the examiner-initialed Information Disclosure Statements (IDS's) filed 23 March 2006 and 13 May 2008 are enclosed which show the publication dates of references C1-C3 for the 3/23/06 IDS and the publication dates of the first three references cited on page 3 for the 5/13/08 IDS.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher R. Tate whose telephone number is (571) 272-0970. The examiner can normally be reached on Mon-Thur, 6:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terry McKelvey can be reached on (571) 272-0775. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Christopher R. Tate/
Primary Examiner, Art Unit 1655